

OPINION 872**HIPPELLA MOERCH, 1861 (PELECYPODA): SUPPRESSED UNDER THE PLENARY POWERS**

RULING.—(1) Under the plenary powers the generic name *Hippella* Moerch, 1861, is hereby suppressed for the purposes of the Law of Priority but not for those of the Law of Homonymy.

(2) The generic name *Condylocardia* Bernard, 1896 (gender: feminine), type-species, by designation by Bernard, 1897, *Condylocardia sanctipauli* Bernard, 1896, is hereby placed on the Official List of Generic Names in Zoology with the Name Number 1837.

(3) The following specific names are hereby placed on the Official List of Specific Names in Zoology with the Name Numbers specified:

(a) *sanctipauli* Bernard, 1896, as published in the binomen *Condylocardia sanctipauli* (type-species of *Condylocardia* Bernard, 1896) (Name No. 2293);

(b) *hippopus* Moerch, 1861, as published in the binomen *Hippella hippopus* (Name No. 2294).

(4) The family-group name CONDYLOCARDIIDAE (correction of CONDYLOCARDIDÉS) Bernard, 1896 (type-genus *Condylocardia* Bernard, 1896) is hereby placed on the Official List of Family-Group Names in Zoology with the Name Number 437.

(5) The generic name *Hippella* Moerch, 1861 (as suppressed under the plenary powers in (1) above) is hereby placed on the Official Index of Rejected and Invalid Generic Names in Zoology with the Name Number 1943.

HISTORY OF THE CASE (Z.N.(S.) 1755)

The present case was submitted to the office of the Commission by Prof. A. Myra Keen in April 1966. Prof. Keen's application was sent to the printer on 13 June 1966 and was published on 16 October 1966 in *Bull. zool. Nomencl.* 23 : 181–182. Public Notice of the possible use of the plenary powers in the present case was given in the same part of the *Bulletin* as well as to the other prescribed serial publications (Constitution Art. 12b; *Bull. zool. Nomencl.* 21 : 184) and to two specialist serials. No comment was received.

DECISION OF THE COMMISSION

On 12 June 1968 the Members of the Commission were invited to vote under the Three-Month Rule on Voting Paper (68)23 either for or against the proposal set out in *Bull. zool. Nomencl.* 23 : 182. At the close of the prescribed voting period on 12 September 1968 the state of the voting was as follows:

Affirmative votes—nineteen (19), received in the following order: China, Holthuis, do Amaral, Lemche, Uchida, Melville,* Mayr, Tortonese, Eisenmann, Simpson, Jaczewski, Obruchev, Vokes, Forest, Binder, Alvarado, Ride, Brinck, Munroe.

* An affirmative vote in part only. See comment below.

Negative votes—two (2): Starobogatov, Sabrosky.

Voting Papers not returned—one (1): Evans.

Commissioners Bonnet, Mertens and Kraus returned late affirmative votes.

The following comments were made by Commissioners in returning their votes:

Mr. R. V. Melville (2.vii.68): "I am in favour of placing *Hippella* Moerch, 1861, on the Official Index. But I am against using the plenary powers in this case because the name is a *nomen oblitum* and Article 23b applies."

Dr. C. W. Sabrosky (9.ix.68): "I would adopt *Hippella* for the genus and continue to use the family name CONDYLOCARDIIDAE under the provisions of Article 40."

ORIGINAL REFERENCES

The following are the original references for names placed on Official Lists and Index by the Ruling given in the present Opinion:

Condylocardia Bernard, 1896, *Bull. Mus. Hist. nat. Paris* 2 : 195

CONDYLOCARDIIDAE Bernard, 1896, *Bull. Mus. Hist. nat. Paris* 2 : 195

Hippella Moerch, 1861, *Malakozoologische Blätter* 7 : 199

hippopus, *Hippella*, Moerch, 1861, *Malakozoologische Blätter* 7 : 199

sanctipauli, *Condylocardia*, Bernard, 1896, *Bull. Mus. Hist. nat. Paris* 2 : 196.

The following is the original reference for the designation of a type-species for a genus concerned in the present Ruling:

For *Condylocardia* Bernard, 1896: Bernard, 1897, *J. Conchyliol.* 44 : 175

CERTIFICATE

We certify that the votes cast on Voting Paper (68)23 were cast as set out above, that the proposal contained in that Voting Paper has been duly adopted under the plenary powers, and that the decision so taken, being the decision of the International Commission, is truly recorded in the present Opinion No. 872.

R. V. MELVILLE

Secretary

W. E. CHINA

Assistant Secretary

International Commission on Zoological Nomenclature

London

5 November 1968